

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
AT CLARKSBURG**

GILEAD SCIENCES, INC. and EMORY UNIVERSITY,	)	
	)	
	)	
Plaintiffs,	)	Case No. 1:14-CV-99 (Keeley)
	)	
v.	)	
	)	
MYLAN INC. and	)	
MYLAN PHARMACEUTICALS INC.,	)	
	)	
Defendants.	)	
	)	

**STIPULATION REGARDING MYLAN INC.**

Pursuant to prior discussions between the parties, Defendant Mylan Inc. has given notice that it will waive, for purposes of this action only, the objection made in its answer (Doc. No. 24) to the existence of personal jurisdiction over it. In order to simplify proceedings and avoid the need for any additional pleadings, the parties hereby stipulate and agree, subject to the approval of the Court, that the pleadings will be deemed amended to withdraw any objection to personal jurisdiction or denial by Mylan Inc. that personal jurisdiction exists over it with regard to this civil action, without the filing of any amended pleadings.

STIPULATED and AGREED to this 15th day of December, 2014.

/s/ Chad. L. Taylor  
Frank E. Simmerman, Jr. (WVSB #3403)  
fes@simmermanlaw.com  
Chad L. Taylor (WVSB #10564)  
clt@simmermanlaw.com  
**SIMMERMAN LAW OFFICE, PLLC**  
254 East Main Street  
Clarksburg, WV 26301  
Telephone: (304) 623-4900  
Fax: (304) 623-4906

/s/ William J. O'Brien  
Gordon H. Copland (WVSB #828)  
gordon.copland@steptoe-johnson.com  
William J. O'Brien (WVSB #10549)  
william.obrien@steptoe-johnson.com  
**STEPTOE & JOHNSON PLLC**  
400 White Oaks Boulevard  
Bridgeport, WV 26330  
Telephone: (304) 933-8000  
Fax: (304) 933-8183

Upon reviewing the stipulation is APPROVED and it is so ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
IRENE M. KEELEY  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15th day of December, 2014, I filed the foregoing “Stipulation Regarding Mylan Inc.” with the Clerk of the Court using the CM/ECF system, which will send notification of the filing to the following counsel of record:

Frank E. Simmerman, Jr., Esquire  
Chad L. Taylor, Jr., Esquire  
Frank E. Simmerman, III  
SIMMERMAN LAW OFFICE, PLLC  
254 East Main Street  
Clarksburg, WV 26301  
fes@simmermanlaw.com  
clt@simmermanlaw.com  
trey@simmermanlaw.com

David Bassett, Esquire (*pro hac vice*)  
WILMER CUTLER PICKERING HALE AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
david.bassett@wilmerhale.com

Colleen Tracy James, Esquire (*pro hac vice*)  
MAYER BROWN LLP  
1675 Broadway  
New York, NY 10019  
ctracyjames@mayerbrown.com

Kate Saxton (*pro hac vice*)  
Vinita Ferrera, Esquire (*pro hac vice*)  
WILMER CUTLER PICKERING HALE AND DORR LLP  
60 State Street  
Boston, MA 02109  
kate.saxton@wilmerhale.com  
vinita.ferrera@wilmerhale.com

Christopher Borello, Esquire (*pro hac vice*)  
WILMER CUTLER PICKERING HALE AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
David.bassett@wilmerhale.com

*Attorneys for Plaintiffs Gilead Sciences, Inc. and Emory University*

**/s/ William J. O'Brien**

Gordon H. Copland (WV Bar #828)  
gordon.copland@steptoe-johnson.com  
William J. O'Brien (WV Bar #10549)  
william.obrien@steptoe-johnson.com  
400 White Oaks Boulevard  
Bridgeport, WV 26330  
Telephone: (304) 933-8000  
Facsimile: (304) 933-8183  
*Attorneys for Mylan Pharmaceuticals Inc.  
and Mylan Inc.*